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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

DEREK KITCHEN, individually; MOUDI
SBEITY, individually; KAREN ARCHER,
individually; KATE CALL, individually;
LAURIE WOOD, individually; and
KODY PARTRIDGE, individually,

Plaintiffs,

vs.

GARY R. HERBERT, in his official capacity
as Governor of Utah; JOHN SWALLOW, in
his official capacity as Attorney General of
Utah; and SHERRIE SWENSEN, in her
official capacity as Clerk of Salt Lake
County,

Defendants.

NOTICE OF APPEAL

Civil Case No. 2:13-cv-00217-RJS

Judge Robert J. Shelby

Defendants Governor Gary R. Herbert and Acting Utah Attorney General Brian L. Tarbet (State Defendants) hereby file this notice of appeal pursuant to Federal Rule of Appellate Procedure 3.

State Defendants appeal from the Memorandum Decision and Order ([Docket No. 90](#)) entered by the Court in this matter on December 20, 2013. Appeal is taken to the United States Court of Appeals for the Tenth Circuit.

BRIAN L. TARBET
Acting Utah Attorney General

/s/ Philip S. Lott
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CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of December, 2013, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which sent notification of such filing to the following:

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